

FEB 14 2019

United States District Court  
Southern District of Texas

David J. Bradley, Clerk of Court

) Craig Cunningham  
) Plaintiff, Pro-se  
)

) v.

CIVIL ACTION NO. 4:18-cv-00043-ALM-CAN

) The 7 Figure Wealth Corporation et al  
) Defendants.

) Smart Financial Credit Union, Garnishee  
) Comerica Bank, Garnishee  
) Oscar Leroy Kinney, Garnishee  
) C.K Empowered Marketing, Inc. Garnishee

**Plaintiff's Motion for an Ex Parte Temporary Restraining order**

1. The Plaintiff in this case requests the court issue an ex parte temporary restraining order against Smart Credit Union and Comerica Bank to freeze all funds in any accounts for which Oscar Leroy Kinney, SSN ending in 0722 is a signer for.

**The Plaintiff is likely to prevail on the merits**

2. The Defendant has not defended any element of this case and the time period to object to the underlying judgment has expired. At this point, there is nothing the defendants can do to disturb the underlying judgment.

**The Plaintiff is likely to suffer irreparable harm if the injunction isn't granted.**

3. The Plaintiff has obtained banking records for Oscar Leroy Kinney and the records show that he regularly co-mingles funds for personal use, and makes large cash withdrawals of over \$40,000 in May of 2018 bringing his checking accounts to nearly zero at the end of the month for example paying for chaturbate, a porn streaming video website, luxury clothing stores such as Gucci and Armani exchange all out of his business account as well as trips and excursions to Hawaii in other months.

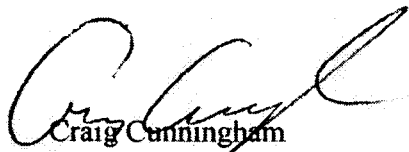
4. The Defendant has no other assets, lacks any sort of real property, rents his house, furniture, and has no other valuable personal property. Seizing the liquid cash is the most likely remedy for the Plaintiff to get paid.

**Granting an injunction will not do any substantial harm to anyone else,**

5. As the order would be limited to the amount of the judgment and no more and is temporary in nature just to prevent the dissipation of funds available to pay the judgment.

**The injunction would advance the public interest**

6. By granting the order for a TRO, it would allow for judgment creditors to collect on their judgments, which is in the public interest.



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